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United States of America

IN THE UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,  
  
Plaintiff,  
  
v.  
  
ESTEBAN GERARDO RAMIREZ, AKA  
“ESTEBAN RAMIREZ VERDUZCO,” AND  
MARSHA GARMA PHILLIPS,  
  
Defendants.

CASE NO. 2:22-CR-0055-TLN

STIPULATION REGARDING EXCLUDABLE  
TIME PERIODS UNDER SPEEDY TRIAL ACT;  
FINDINGS AND ORDER

DATE: August 4, 2022  
TIME: 9:30 a.m.  
COURT: Hon. Troy L. Nunley

**STIPULATION**

1. By previous order, this matter was set for status on August 4, 2022.
2. By this stipulation, defendants now move to continue the status conference until October 20, 2022, at 9:30 a.m., and to exclude time between August 4, 2022, and October 20, 2022, under Local Code T4.
3. The parties agree and stipulate, and request that the Court find the following:
  - a) The government has represented that the discovery associated with this case includes over 20 gigabytes of investigative reports and related documents in electronic form, including undercover footage and audio, recorded statements, forensic cellular phone extractions, search warrants, and other evidence. All of this discovery has been either produced directly to counsel and/or made available for inspection and copying.

1           b) Counsel for defendants desire additional time to consult with their clients, review  
2 the current charges, conduct investigation and research related to the charges, review and copy  
3 discovery for this matter, to discuss potential resolutions with their clients, and to otherwise  
4 prepare for trial. Additionally, Mr. Martinez has specifically expressed the need for additional  
5 time to arranged for psychiatric and psychological evaluations of his client, who is currently  
6 incarcerated at the Wayne Brown Correctional facility in Nevada City, California.

7           c) Counsel for defendants believe that failure to grant the above-requested  
8 continuance would deny them the reasonable time necessary for effective preparation, taking into  
9 account the exercise of due diligence.

10          d) The government does not object to the continuance.

11          e) Based on the above-stated findings, the ends of justice served by continuing the  
12 case as requested outweigh the interest of the public and the defendant in a trial within the  
13 original date prescribed by the Speedy Trial Act.

14          f) For the purpose of computing time under the Speedy Trial Act, 18 U.S.C. § 3161,  
15 et seq., within which trial must commence, the time period of August 4, 2022 to October 20,  
16 2022, inclusive, is deemed excludable pursuant to 18 U.S.C. § 3161(h)(7)(A), B(iv) [Local Code  
17 T4] because it results from a continuance granted by the Court at defendant's request on the basis  
18 of the Court's finding that the ends of justice served by taking such action outweigh the best  
19 interest of the public and the defendant in a speedy trial.

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4. Nothing in this stipulation and order shall preclude a finding that other provisions of the Speedy Trial Act dictate that additional time periods are excludable from the period within which a trial must commence.

IT IS SO STIPULATED.

Dated: July 27, 2022

PHILLIP A. TALBERT  
United States Attorney

/s/ ADRIAN T. KINSELLA  
ADRIAN T. KINSELLA  
Assistant United States Attorney

Dated: July 27, 2022

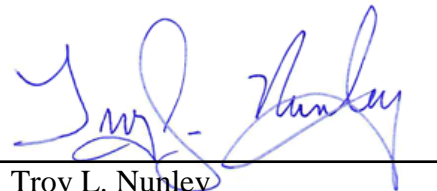
/s/ LUPE MARTINEZ  
LUPE MARTINEZ  
Counsel for Defendant  
ESTEBAN GERARDO RAMIREZ

Dated: July 27, 2022

/s/ ETAN ZAITSU  
ETAN ZAITSU  
Counsel for Defendant  
MARSHA GARMA PHILLIPS

**ORDER**

IT IS SO FOUND AND ORDERED this 27<sup>th</sup> day of July, 2022.

  
Troy L. Nunley  
United States District Judge